

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

RONALD L. SMITH,

Plaintiff,

v.

CASE NO. 07-14341
HON. LAWRENCE P. ZATKOFF

LAKEFRONT LINES, INC.,

Defendant.

**OPINION AND ORDER ADOPTING
MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

This matter is before the Court on the Report and Recommendation of Magistrate Steven Pepe filed on July 24, 2008. Magistrate Pepe recommends that Plaintiff's Complaint, alleging violations of the Family and Medical Leave Act, 29 U.S.C. § 2601 *et seq.*, be dismissed because Plaintiff has failed to procure new representation as instructed by this Court, failed to respond to the Magistrate's Order to Show Cause, and failed to otherwise prosecute his action. Plaintiff has not objected to the Report and Recommendation within the time frame set forth in 28 U.S.C. § 636(b)(1).

The Court has undertaken a thorough review of the court file as well as the Report and Recommendation. As a result of that review, the Court ADOPTS the Report and Recommendation and enters it as the findings and conclusions of the Court. Accordingly,

IT IS ORDERED that Plaintiff's Complaint is HEREBY DISMISSED.

IT IS SO ORDERED.

s/Lawrence P. Zatkoff
LAWRENCE P. ZATKOFF
UNITED STATES DISTRICT JUDGE

Dated: August 19, 2008

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of this Order was served upon the attorneys of record by electronic or U.S. mail on August 19, 2008.

s/Marie E. Verlinde
Case Manager
(810) 984-3290